GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PREVENTIVE DETENTION - The Andhra Pradesh Prevention of Dangerous Activities of Bootleggers, Dacoits, Drug Offenders, Goondas, Immoral Traffic Offenders and Land Grabbers Act, 1986 (Act No: 1 of 1986) – Order of Detention made by the Collector and District Magistrate, Ananthapuramu District, againt Sri Sk.Jaffar Vali @ Shaik Jaffar @ Jaffer, Aged 42 years, S/o Shaik Usman (Late), R/o D.No.6/4-2, Porterline, Guntakal Town, Ananthapuramu District, Andhra Pradesh State - Representation of Smt. Husenamma, M/o the deteue ie., Shaik Jaffar Vali – Examined –Orders – Issued.

GENERAL ADMINISTRATION (SC.I) DEPARTMENT

G.O.Rt.No.2449 Dated:17.11.2022

Read the following:-

1. From the Collector and District Magistrate, Ananthapuramu District, Proceedings No. MC1/2904/2022, Dt:28.08.2022.
2. G.O.Rt.No.1867, G.A.(SC.I) Dept., dated 07.09.2022.
3. G.O.Rt.No:2232, GA(SC.I) Dept., Dt:26.10.2022.
4. Representation, dated:23.09.2022 of Smt Shaik Husenamma, W/o Late Shaik Usman (Mother of the detenue, Shaik Jaffar Vali) .
5. Govt. Memo No: 1829390/GAD01-LOOACTS (PDAA)/172/2022-SC.I/A3, Dt:29.09.2022.
6. From the Collector & District Magistrate, Ananthapuramu District letter No.MC1/2904/2022, Dt:30.10.2022.

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ORDER:

In the reference first read above, the Collector and District Magistrate, Ananthapuramu District, has passed detention order against Sri Sk.Jaffar Vali @ Shaik Jaffar @ Jaffer, Aged 42 years, S/o Shaik Usman (Late), R/o D.No.6/4-2, Porterline, Guntakal Town, Ananthapuramu District, Andhra Pradesh State, under section 3 (1) & (2) read with Section 2(b) of the Andhra Pradesh Prevention of Dangerous Activities of Bootleggers, Dacoits, Drug Offenders, Goondas, Immoral Traffic Offenders and Land Grabbers Act, 1986 (Act No.1 of 1986). After following due procedure, Government had approved and confirmed the detention order in the reference 2nd & 3rd read above.

2. In the reference 4th read above, Smt Shaik Husenamma, W/o Late Shaik Usman (Mother of the detenue, Shaik Jaffar Vali) had made a representation to the Government and requested to set-aside the detention Order passed against her son . In the reference 5th read above, the remarks have been called for from the Collector and District Magistrate, Ananthapuramu District, on each contention raised by the petitioners.

3. In the reference 6th cited, the Collector and District Magistrate, Ananthapuramu District, has submitted that the detention of Sri Sk.Jaffar Vali @ Shaik Jaffar @ Jaffer, Aged 42 years, S/o Shaik Usman (Late), R/o D.No.6/4-2, Porterline, Guntakal Town, Ananthapuramu District, Andhra Pradesh State was strictly according to the provisions of PD Act and the representation *of* the petitioner, i.e., Smt Shaik Husenamma, W/o Late Shaik Usman (Mother of the detenue, Shaik Jaffar Vali) against the detention order, has no merits and no truth in the contents of the petitioner and the detention of the detenue is essential for maintenance of public order.

(P.T.O.)

4. Government have examined the representation of Smt Shaik Husenamma, W/o Late Shaik Usman (Mother of the detenue, Shaik Jaffar Vali) and the report of the Collector & District Magistrate, Ananthapuramu District, under the provisions of the APPD Act, 1986. It is observed that four cases have been registered against him as the detenue has repeatedly indulging himself in committing the offences of possession, sale and transportation of ID liquor in contravention of section 7(a), 7(b) read with 8(a), 8(b) and 8(e) of A.P.Prohibition (Amendment) Act, 2020. He indulged in his bootlegging activities in the manner prejudicial to the public health and public order. The Act 1/1986 provides power to preventive detention of an individual to contain his activities which are prejudicial to the maintenance of public order under the following circumstances: (a) "acting in any manner prejudicial to the maintenance of public order" means when a boot-legger, a dacoit, a drug offender, a goonda, an immoral traffic offender, or a land-grabber is engaged or is making preparations for engaging in any of his activities as such, which affect adversely or are likely to affect adversely, the maintenance of public order. For the purpose of this clause public order shall be deemed to have been affected adversely, or shall be deemed likely to be affected adversely inter alia, if any of the activities of any of the persons referred to in this clause directly, or indirectly, is causing or calculated to cause any harm, danger or alarm or a feeling of insecurity among the general public or any section thereof or a grave or widespread danger to life or public health. Further, the Applicant has availed the opportunity and represented before the Advisory Board on Preventive Detentions to put her argument/case before the Board.

5. Government therefore, and after careful examination of the matter hereby dispose the representation of the petitioner, i.e., Smt Shaik Husenamma, W/o Late Shaik Usman (Mother of the detenue, Shaik Jaffar Vali) as rejected.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR.SAMEER SHARMA
CHIEF SECRETARY TO GOVERNMENT

To
Smt Shaik Husenamma, W/o Late Shaik Usman , R/o D.No.6/4-2, Porter line, Guntakal, Ananthapuramu District.
The Collector and District Magistrate, Ananthapuramu District..
Copy to:
The Superintendent of Police, Ananthapuramu District.
The Spl. Govt. Pleader, attached to Learned Advocate General, A.P High court, High Court buildings, Nelapadu, Guntur Dist, A.P.
SF/SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER (SC)